

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of T-Mobile, of) Application No. 911-022.13
Bellevue, Washington, regarding)
previously approved Enhanced) ORDER INCORPORATING PRIOR
Wireless 911 Implementation) DOCKET
Plan.)
) Entered: February 27, 2007

BY THE COMMISSION:

The Commission approved the implementation plan submitted by T-Mobile pursuant to Commission Docket No. 911-001. To date, T-Mobile has not sought funding, since it provides only roaming service in Nebraska and does not provide service to any Nebraska customers.

O P I N I O N A N D F I N D I N G S

As an initial matter, the Commission finds consistent with its order entered in Docket 911-022 on July 18, 2006, that all filings and orders entered in Docket WSP-013.1 shall be incorporated into the present docket by this reference.

In the event T-Mobile wishes to request funding in the future, it should file a request with the Commission pursuant to *Neb. Rev. Stat.* Sections 86-444 to 86-456, Administrative Code, Chapter 1, Section 5, and Progression Order No. 5 in Commission Docket No. 911-001 entered July 16, 2002.

Any future costs requested in relation to this Order must be eligible under *Neb. Rev. Stat.* § 86-465(2)(a) (2006 Supp.).

All costs have been incurred or will be incurred to implement enhanced wireless 911 service, and may include the following: (a) the portion of the costs for new equipment used for providing enhanced wireless 911 service; (b) costs to lease another vendor's equipment or services to provide enhanced wireless 911 service; (c) costs to create or maintain any database or database elements used solely for enhanced wireless 911 service; and (d) other costs of establishing enhanced wireless 911 service.

T-Mobile submitted an implementation plan in compliance with Commission Docket No. 911-001.

Attached hereto in Appendix A is a summary of approved funding for T-Mobile to be paid from the Fund. All amounts previously approved will be paid according to the amounts set forth in Appendix A as of the effective date of this order. The

Commission will utilize Appendix A as the basis to review and ensure the correctness of all prior payments. Information set forth in Appendix A shall be treated as proprietary and confidential.

Payments of any recurring charges shall be made in arrears on a quarterly basis. Payment shall be adjusted based upon the number of cell sites reported by T-Mobile in its quarterly reports required by Neb. Rev. Stat. § 86-459 (2006 Supp.) No payments to T-Mobile will be made upon invoice. The Commission will not approve any increase in Wireless Carrier costs during the effectiveness of the interim policy, which was adopted by the Commission in Application No. 911-017/PI-116, Order Adopting Interim Policy, January 9, 2007. The Commission will continue to consider costs associated with new implementations.

T-Mobile shall comply with all reporting requirements set forth in § 86-459. Failure to do so could result in delay or loss of any future funding.

The Commission further finds that T-Mobile is hereby put on notice that approval of any funding pursuant to this Order will be made with the understanding it may be modified in the future consistent with the permanent funding mechanism established pursuant to LB 1222 (2006).

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that all filings and orders entered in Docket WSP-013.1 shall be incorporated into the present docket by this reference.

IT IS FURTHER ORDERED that any future funding requests filed by T-Mobile shall be filed in the present docket.

MADE AND ENTERED at Lincoln, Nebraska, this 27th day of February, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director